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Complete Area News

THE HERALD-PRESS

FINAL EDITION — 22 PAGES — 2 SECTIONS

ST. JOSEPH, MICH. SATURDAY, JANUARY 29, 1972

Weather:
Snow - Cold

Berrien Crashes Kill St. Joe, Pullman Men

Three Pickup Trucks, 72-Car Freight Train Involved

Two men died Friday in two unrelated traffic collisions, one involving a pickup truck and freight train just north of Stevensville, and the other a

two-truck crash, just north of Pullman. Victims were identified as Gene Neil Cadwell, 47, of Box 144-A 55th street, Route 1,

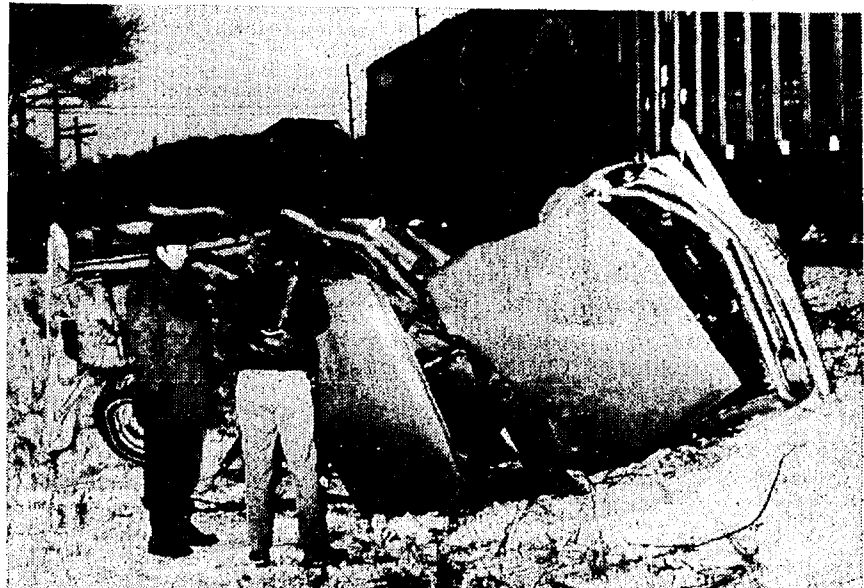
Pullman; and James Allen Waller, Jr., 29, of 3785 Southfield drive, St. Joseph. Berrien county sheriff's officers said Cadwell died when a

pickup truck he was driving was rammed by the engine of a 72-car freight train at the Marquette Woods crossing of the Chesapeake & Ohio tracks about 5:25 p.m. The location is Lincoln township just north of Stevensville. State police from the New Buffalo post said Waller died about 1:30 p.m., when the pickup truck he was driving collided with a flatbed truck on Red Arrow highway near Livingston road, just north of Bridgman in Lake township.

The post identified the truck driver as Willard Nicholson, 48, of 1163 East Glenford road, St. Joseph. He was treated at Memorial hospital and released.

The deaths brought to six the number of persons killed in Berrien county traffic accidents so far this year. The death toll also stood at six last year at this date.

Witnesses told Sheriff's Lt. Paul Mills that the pickup-train collision occurred as the truck was traveling west on Marquette Woods road, and the freight was moving northward. Flasher signal lights were working and the train whistle was blowing, the officer was told by witnesses. Train engineer John A. Farquhar of Wyoming, Mich., told Mills the truck pulled into the path of the engine, without slowing. Farquhar said the train was traveling about 45 miles an hour and pulling 75 cars. Lt. Mills reported that the truck was rammed on the left side near the back of the cab and pushed 165 feet northward from the point of impact. The engine appeared undamaged. (See back page, sec. 1, col. 7)



MANGLED PICKUP TRUCK: Berrien Sheriff Forrest (Nick) Jewell (left) and a deputy inspect pickup truck that crashed into freight train on Marquette Woods road, north of Stevensville. Driver of truck Gene Neil Cadwell, 47, of Pullman, was killed. (Staff photo)

Lawyer Says Money Held 'In Trust'

NEW YORK (AP) — Clifford Irving's lawyer says \$650,000 in McGraw-Hill Book Co. money intended for Howard R. Hughes but slipped in and out of a Swiss bank account by Irving's wife is being held in trust for the billionaire.

Maury Nessen said his client had given the checks to Hughes—in payment for rights to his autobiography, which Irving says Hughes authorized him to assemble—but that for "some reason" they were given back.

It was then, Nessen said, that



EDITH IRVING
Alias "H. R. Hughes"

blonde, attractive Edith Irving deposited them in an account she opened in the name of Helga R. Hughes at the Swiss Credit Bank in Zurich. Discovery last week that the money had gone to someone other than Hughes started an international search for the mystery woman.

That ended Friday when Nessen announced that Irving had told the Manhattan district attorney's office the day before that the account-holder had been his wife.

McGraw-Hill, which had planned to publish the purported autobiography March 10, said it was "stunned" by the developments. Time, Inc., which planned to publish a three-part excerpt from the book in Life magazine, said it was pressing its own investigation. Both have delayed publication indefinitely.

Hughes has said in affidavits he never got the McGraw-Hill money, never authorized any autobiography and never met Irving. Irving, appearing Friday outside the district attorney's office with his lawyer, repeated his claim that the autobiography was authentic.

Under questioning by investigators here, a source near the case said, Irving contended that Hughes himself had requested that the bank account be opened by the novelist's wife and that



JAMES A. WALLER
Killed In Collision



GENE N. CADWELL
Hit By Train

Open house YMCA Sunday 3 to 5 p.m. Everybody Welcome. Adv.

Pat O'Malley Combo tonight at Captains Table. Adv.

Open house YMCA Sunday 3 to 5 p.m. Everybody Welcome. Adv.

6

Auto Deaths in Berrien County in 1972

Singer's Protest Shocks Guests At White House

Performer Unfurls Anti-War Sign

WASHINGTON (AP) — A White House dinner honoring the founders of the Reader's Digest was interrupted when a member of Ray Conniff's singers unrolled a protest sign before invited guests and chastised President Nixon for the U.S. bombing of North Vietnam. "President Nixon, stop bombing human beings, animals and vegetation," the young dark-haired singer said as she displayed a sign that read: "Stop the Killing."

Over 100 surprised guests at the dinner Friday night for Lila and Dewitt Wallace, cofounders of Reader's Digest, were silent as the woman continued: "You go to church on Sunday and pray to Jesus Christ. If Jesus Christ were in this room tonight, you would not dare drop another bomb."

The women identified herself as Carol Feraci, 30, a professional singer—though not a regular with Conniff—from Los Angeles. Conniff, who said later he was as stunned as anyone at the demonstration, launched his group into their first song before anyone reacted to the young woman's comments. But, when it ended, a Nixon

friend, John Mulcahy of Bronxville, N.Y., shouted, "Throw her out!"

Conniff told the singer that it might be a good idea and she left.

Outside, Miss Feraci said she was not a member of any national antiwar organization, but planned the plea because of personal feelings.

"I thought it would get na-

tional publicity," she said. "Somebody needed to have courage to say these things. Maybe doing it, other people will have courage to speak out, too."

The Secret Service stepped in as she talked with newsmen and led the woman to a room where she was interrogated for about an hour. No charges were lodged, and after questioning

she was sent away in a taxi. A White House spokesman said the woman had no police record and apparently was motivated by personal beliefs.

President Nixon made no comment, but after Conniff's group finished their performance, he stepped to the stage and asked for applause for the

(See back page, sec. 1, col. 1)



UNSCHEDULED ACT: A member of the Ray Conniff Singers, who later identified herself as Carol Feraci of Los Angeles, a Canadian, makes an unscheduled addition to the act by holding up a sign which says "Stop the Killing" during the entertainment Friday night after a White House dinner to honor the 50th anniversary of Reader's Digest. (AP Wirephoto)

Thief Now Has 11 Worry-Free Years

SAGINAW, Mich. (AP) — Somewhere in Saginaw, there may be a girl—or a guy, perhaps—who's not taking any chances.

The Saginaw County Health Department reported Friday that someone within the past week had made off with 131 packages of birth control pills worth \$282 from a storage room. The department dispenses the pills through a family planning clinic.

Since each package contained a month's supply of pills, the theft represents almost 11 worry-free years.

THE HERALD-PRESS

Editorial Page

W. J. Banyon, Editor and Publisher
Bert Lindenfeld, Managing Editor

Taking The Courts Out Of The Political Arena

For better than a half century, lawyer and judicial groups throughout the country have agitated to replace the partisan election of state and local judges by a system as far removed from the smoke filled room atmosphere as possible.

The changeover is fairly widespread today, although the variations on the substitute in many areas. Michigan included, are only part way up the ladder to perfection.

By constitutional amendment, Michigan adopted a mixed bag which took effect after the last strictly partisan election of judges was held in 1935.

Probate and circuit judges went on a nonpartisan ballot. The incumbent had his official title imprinted below his name.

Justices for the state supreme court also moved to the nonpartisan ballot, but continued to be nominated for the contest by the state conventions of their party.

The amendment came about for motives less altruistic than purifying judicial tenure.

The entire roster of the Wayne circuit court was coming up for election in 1936 and its Republican occupants astutely foresaw the possibility of FDR sweeping them out of office just as he cleaned house in '32.

Imprinting the official title under the incumbent's name gave him the desired edge at the polls. On rare occasions this designation has helped to gun down an opposition organization to gun down an incumbent, but normally it works favorably to roll one term over to another.

More recently the district judges, which replaced the municipal judges and the JPs, have been added to the nonpartisan ballot and one other office, circuit court commissioner, has been deleted because of its abolition.

Vacancies in office are filled on an interim basis by gubernatorial appointment.

Last year the legislature appointed a special commission to recommend possible revisions in the 1935 model.

This week the principal officers of the State Bar of Michigan who are members of the special commission announced it would ask the legislature to draft a constitutional amendment to be voted upon this November.

The State Bar proposes a standing nominating committee of lawyers and laymen to submit a panel of choices to the Governor for appointment whenever a judicial vacancy occurs.

The nominee would serve a trial period, probably for a year, and then run at the next general election on his own record. The ballot would simply ask the voter to mark whether he should stay in office or be dropped.

An affirmative vote would give him the job until age 65.

A negative decision would start the appointment process over again.

Included in the State Bar plan would be a toughminded judicial tenure commission to review complaints that a judge is abusing the office or is incompetent to perform his job. The tenure commission would be empowered and required to act promptly on charges of arbitrariness or incompetency.

Except that the mechanics of appointment differ, the proposal follows closely the federal system of a judge holding office for life or until his behavior dictates otherwise.

The plan shortens up the tenure.

Under the present system a candidate for judicial office may not run if his 70th birthday precedes the election date.

By setting an absolute 65-year limit, the Bar plan chops off a theoretical extra ten years on the bench.

Subject to two reservations, we think the Bar plan is the best suggestion made thus far to implement the theory that a judge should be assessed not because of his partisan appeal but on whether he knows the law and is able to apply it impartially.

Though it will reduce the influence of a party label, we do not believe it will nullify as fully as its sponsors suggest. If nothing else, a Governor will have the thought in mind when making an appointment and it would be humanly impossible for the nominating commission to abandon partisanship completely. Politics is more than a party label. Any time three people put their heads together on a question, personality motivations come into play.

The second reservation applies to the removal process. It is the key to the plan.

Defusing a bum judge is a frustrating task, in effect, demanding a show of proof greater than required for a conviction in a criminal case.

It should not be so and, legalistically, it is not required, but it is the way the system works.

Prying a dud from the public payroll is a real art.

If the Bar plan embodies an improvement over the prevailing impeachment procedure, the public can support it in total confidence.

Sewing, Too?

How the name of the game can change its acceptance was demonstrated by the Gresham, Ore., high school when it called its home economics for men course "For Men Only—Bachelor Living." Forty boys signed up to learn everything about domestic science from cooking to sewing and balancing a household budget.

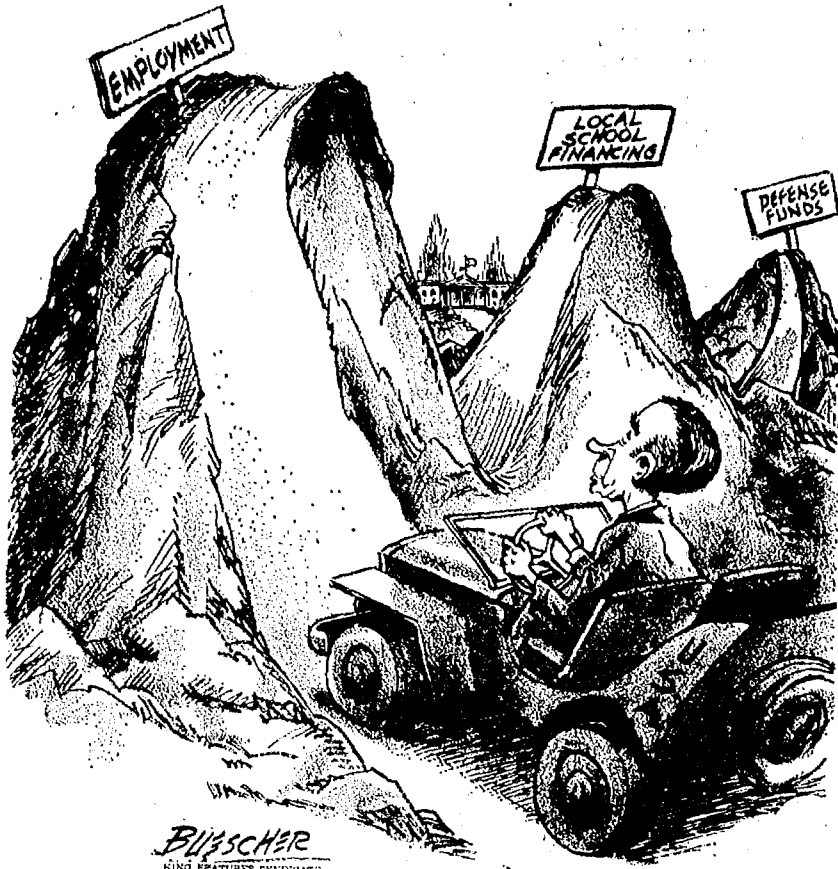
"It's always frustrated me to see men who can't do anything around the house," explained one of the women instructors who originated the idea of masculinizing the course. Apparently the course title is attracting the boys, but the reasons offered by some might make the teachers a bit unsure of their purposes.

"I decided I'm never going to get married," declared one 17-year-old. "At least not until I'm 30. I've got to learn to get by until then."

After 13 years of practice, that young man ought to make the best little homemaker a girl could find.

Beavers always cut their winter supply of wood in good season. An early cutting generally means an early winter.

Rough Road Ahead



GLANCING BACKWARDS

DAYLIGHT TIME ISSUE RETURNS

1 Year Ago

Faced with a time problem of its own, the Michigan House will begin work on the controversial question of daylight saving time almost as soon as it reconvenes next week.

Rep. Raymond Kehres, D-Monroe, said Thursday he would introduce a bill early next week to put Michigan on DST during the summer months. A public hearing on the proposal is slated for Feb. 4 in Lansing.

Power Farming Press met with Miss Leona Rahn of Wayne street and found the home decked with hearts and lighted red tapers.

MONDAY MUSICAL

60 Years Ago

Mrs. E. R. Taylor has been

elected president of the Monday Musical club.

LEASES STORE ROOMS

30 Years Ago

James Ariba has leased the store rooms on the corner of Ship and Main streets and will engage in the cigar and tobacco business.

EDITOR'S MAILBAG

SNOWFLAKES

Tiny flakes so fluffy falling softly to the ground, with a quietness unbelievable with never a leap or a bound.

We look at the sky and we wonder who could have placed them there, and we finally come to the conclusion. It could be only someone who cares.

Someone who wants us to see beauty in every single thing, Someone who says, "See what only I can do, no other proof must I bring."

EDNA PRINCE
Gallen

THE CHILDREN IN THE GARDEN

I was resting in the garden today, Susan, And I saw her again—the child, Peace. She had a friend with her, I said, "Hello." Her friend replied, "Hello, my name is . . ." "Love," I interrupted, "Your name is Love, isn't it?" "Yes," she answered, "How did you know?" I replied, Susan, "What is Peace without Love?"

GRAYLING A. LOVE
2205 Lawrence
Benton Harbor

THE MOUSE

My wife is scared of a little mouse, But she is never scared of me, She is the boss in our house, Whatever she says, it has to be.

There is nothing I do right, There isn't a thing she doesn't know, My wife she thinks she is so bright, She likes to be steady on my toe.

I wish I was a little mouse, Who is the boss then, we will see, I like to chase her around the house, Like she is doing to me.

A pussy cat she may well get To chase me around the house all day, I will not like it, that is that, I quit, I love her anyway.

ULRICH ROSENHAGEN,
601 Port St.,
St. Joseph.

Cambodians Hail Nixon Peace Plan

PHNOM PENH, Cambodia (AP) — The Cambodian government said today the withdrawal of an estimated 65,000 to 70,000 North Vietnamese and Viet Cong troops from Cambodia is "one of the most important factors that would bring peace to our country."

The statement, issued after a cabinet meeting on President Nixon's eight-point peace proposals for Indochina, added that any negotiated settlement must take into account the 1954 Geneva Agreements, guaranteeing the territorial integrity of Cambodia.

The cabinet statement hailed Nixon's "noble, sustained and persevering efforts to obtain negotiated peace." It added that "The Khmer people and government express their profound admiration for this peace initiative which we support in its entirety."

Enter Plea Of Innocent

ANCHORAGE, Alaska (AP) — Three officers of a Soviet fishing fleet have pleaded innocent to charges of conducting illegal fisheries support activities within the U.S. 12-mile limit.

A trial date now must be set for Vladimir Artemov, commander of the 80-vessel fleet; Igo Boztin, captain of the 362-foot factory ship Lamut; and Nikolai Pavluk, master of the sterntrawler Kolyvan. All entered their pleas at a hearing Friday.

Officers of the Coast Guard cutter Starls said they came upon the two vessels last week transferring supplies within 12 miles of remote St. Matthew Island in the Bering Sea.

Ray Cromley

Latin Assistance

Upsets Balance

WASHINGTON (NEA) — Analyses hidden in a mass of data presented by Latin economists at recent meetings in Uruguay explain in part why some South American leaders now question U. S. aid.

Take this paragraph from one lengthy report, remembering that U. S. assistance has been heavy in technology:

"Technology helps to break down social structures and to create instability for the leaders of a society. Assuming that the social mechanisms of power tend to maintain the status quo, it could then be asked whether the present leaders can be sure of their ability to lead a society in the process of change. Moreover, the socially least favored sectors will see in any change a means of mobility or modification of unsatisfactory conditions and in each innovation a possibility for meeting their strongly felt needs. Innovation thus comes to have a political content. . . ."

This has made quite a number of developing countries reluctant to accept U. S. and other foreign assistance unless it could be channeled in a way that would maintain the status quo — not upset the balance between classes of people.

Because the men who rule in some of these countries "are concerned" as one report notes "because innovation could generate changes that would shake their stability." What worries a number of these Western Hemisphere

countries is the agricultural revolution. Everyone is hungry for the new grains which multiply production and raise the standard of living.

But as another report at the above-mentioned conference puts it . . . "The gradual incorporation of more modern technology and mechanization into agricultural activities worsened the sector's employment capacity . . . (and) set the stage for the flood of rural migration to the urban centers." Here families live in the filth of the slums — where millions have lost all hope.

In other countries, the generous help we have given to eradicate disease and to stamp out infant mortality has slashed the death rate so deeply that the population has grown faster than the economy.

Thus, in some of the nations we have aided, the average man is worse off or little better off than before. All this from doing good, not evil.

One Latin economist at this conference noted that the technologically advanced societies are able to absorb change without serious social disruption. Technology has invited more technology. Therefore, aid in these developed countries has been the most productive but has, however, widened the gap between the haves and the have-nots.

Now, then, is the time to study our future aid programs. Having good intentions is not good enough.

Jeffrey Hart

Nixon Trap Set For Democrats

Within the last few days I have had an interesting conversation with a prominent Republican Senator about President Nixon's "Family Assistance Plan." According to this Nixon intimate, the President now realizes that he made a serious mistake in committing himself to the plan, but does not know how to get off the hook.

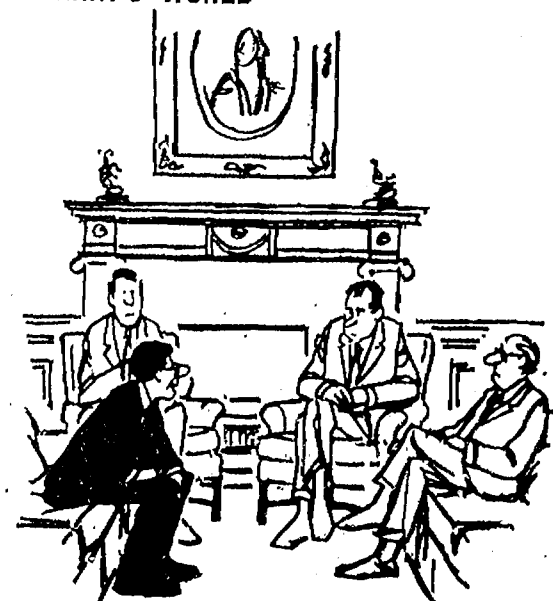
Mr. Nixon has referred to this scheme as his "number one" domestic priority. Repeatedly, during the last two years, he has oversold it rhetorically — a vice to which he seems increasingly prone. And now, alas! He can't get rid of it. Governor Ronald Reagan reportedly has received from Nixon himself the impression that the President would like to get FAP off his back. And signals to this effect have also been coming from the White House. FAP, for example, was an early casualty in Nixon's new economic plan; in "postponing" it for a year, he gave a clear signal about where it actually stands in his list of priorities.

In its substance, FAP is a great embarrassment. Intellectually it is descended from Milton Friedman's idea of a Negative Income Tax. Friedman's proposal was that, in lieu of welfare, people below a certain level of income would receive from the IRS an annual payment. The beauty of the idea lay in its automatic character. No case workers, investigators or bureaucrats would be needed. In Friedman's wonderful view, the Negative Income Tax struck at the root cause of poverty — not race, not education, not age, but, indeed, lack of money. In point of fact, a large proportion of our expenditures for welfare goes not to the poor but to the welfare superstructure, and the Negative Income Tax would eliminate that superstructure at a single stroke.

But, much happened to the Negative Income Tax on its way to becoming the Family Assistance Plan. Far from contracting, let alone eliminating the current welfare superstructure, FAP would expand it. It would also add millions to the welfare rolls. And it would involve a vast increase in welfare expenditure at a time when we are running unprecedented budgetary deficits and the burden of taxation is all but crushing to the producing middle class.

So obviously undesirable does FAP seem that I felt compelled to ask a White House aide how the Administration ever found itself saddled with the idea. Nixon, so the answer went, has been mostly preoccupied with foreign affairs and with the larger tactics of his campaign for reelection. Recognizing that the welfare system is an intolerable mess, he turned the problem over to Arthur Burns and Daniel P. Moynihan, asking them to come up with a solution. In this equation, the prudent Burns was supposed to provide a corrective to the fanciful Moynihan. Only he didn't. And Moynihan was able to sell the President a bill of goods, defending FAP — marvelous in its details — as a "conservative" measure. And FAP maintained a flimsy life with one sentence in the State of the Union address.

BERRY'S WORLD



"Maybe we could arrange to get Jack Anderson on that daytime TV show, 'The Who, What, Where Game'."

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THE HERALD-PRESS

Twin City
News

ST. JOSEPH, MICH. SATURDAY, JANUARY 29, 1972

Paw Paw School Has 'Jolly Giant'

Cedar Street 4th Graders Motivated By Style Of Big Teacher

By STEVE McQUOWN
Paw Paw Bureau
PAW PAW — Jan Groenland, 27, a fourth-grade teacher at Cedar Street elementary school here, may be the most

talked-about teacher in the district. For one thing, he stands at 6-foot-7, head-and-shoulders above all his students and most adults.

Second, his crop of long and unruly hair has earned him the title of Paw Paw's resident "hippie school teacher."

But Groenland's 28 fourth-graders don't seem to mind and their parents have become accustomed to his slightly disheveled appearance.

"When parents first see me, I tend to shock them," the 230-pound Western Michigan university graduate said during an interview Thursday.

Residents of the community, in a friendly manner, have referred to him as the "hippie school teacher," he said.

Groenland, the only male teacher in kindergarten through fourth grades in the Paw Paw schools, admits that his class "is probably noisier and full of more commotion" than other elementary grade rooms.

"I'm a little more relaxed as far as organization goes," said Groenland, who is in his second year of teaching.

For him a less disciplined class is the best method of teaching.

"It's easier to get kids motivated. I see myself as a motivator rather than a teacher. Once you get kids going, they go far beyond what you expect." He emphasized, however, that he does not believe his own methods are the only methods. "A more disciplined system works, too," he said.

Thursday was a prime example of Groenland's permissive pandemonium.

A collection of bottles, cans, paints, paper, light bulbs was turned over to the fourth-graders. Groenland's only instructions were: "Make whatever you want."

The paint flew, and so did Groenland, from one child to another, advising, supervising, complimenting and occasionally serving up a verbal barb to those who were trying to paint each other.

At the conclusion, he told them: "All our art does not have to be structured. I think you all did a super job. There are really some weird things."

He also told them he would be absent Monday, attending a meeting in Lansing, an announcement that drew boos and complaints from the class.

Groenland is not only a fourth-grade teacher.

He is also the tennis coach and an assistant to Dean Wells, the director of community education.

He decided to get into education after several summers as a counselor at a camp near Decatur.

"I love being a teacher," he said. "And this is where education really begins, at the elementary level."

Carroll Crose, principal at the school and Groenland's immediate superior, said he has received no direct complaints from parents about the big man's teaching style.

He said Groenland does not seem to have any discipline problems with his pupils that teachers with different teaching styles don't have.

"I've been very pleased with his progress," said Crose who has evaluated Groenland as a matter of administration of five different occasions.

"His feelings for his chil-



RELAXED CLASSROOM: Fourth-grade teacher Jan Groenland sits informally with a group of youngsters during math class at

Paw Paw's Cedar elementary school where Groenland teaches.



REALLY SUPER: Carol Lhamon, 10, a fourth grade pupil in Paw Paw, gets some help in an art project from teacher Jan Groenland who admits that he has been referred to as the "hippie" teacher. (Staff photos).

dren give him a rapport with them. And he generates enthusiasm among students — it's almost a contagious thing.

Admittedly, Crose said, Groenland's room is probably noisier on occasion than the others. But he said it is a

noise that grows out of "busyness" of "children that seem to be enjoying" the learning process.

March Of Dimes Drive In Berrien This Weekend

A tradition of 31 years will be continued this weekend as March of Dimes volunteers in Berrien county start covering many areas in the annual fund drive, according to Alden Bierman, Berrien County March of Dimes campaign director.

"When your door bell rings, please answer. You won't find a salesman, a repairman, a landlord or a bill collector," Bierman stated.

"Instead there will be a fighter you will recognize by the badge this volunteer will be wearing, a Mothers

Marcher for the March of Dimes."

Bierman urged support for this appeal to improve the quality of life at birth.

"Until we can learn to protect some quarter of a million infants from lifelong physical handicaps, everyone must help," he explained. Citing rubella vaccine, Rh serum, genetic counseling and rapid advances in medical treatment of babies born with serious defects, Bierman stated, "It's a battle well worth supporting because our children are our link to

the future, our heritage."

Bierman also stated that in addition to the traditional mothers who have spearheaded these annual drives, many husbands, and teenagers are also participating. Among communities reporting Marches starting this weekend are St. Joseph city, St. Joseph township, Lincoln township, and Niles. Benton township volunteers will go door to door on Sunday, Feb. 6th, according to Mrs. Ellis Hall, Benton township chairman. Benton Harbor was canvassed last weekend.

Benefit Dance Is Planned For Kidney Patient

A benefit dance will be held Saturday, Feb. 19, for Robert Thierbach, a Benton Harbor resident who underwent a kidney transplant last December.

Thierbach, who has returned to work, is a manager of the customer service department, of V-M. Carl Mitchell, one of the organizers of the benefit, said that most of Thierbach's hospital expenses will be paid for by insurance.

However, Mitchell said, Thierbach's father, John Sr., who was the donor of the kidney, will have many expenses since he volunteered to undergo surgery. Mitchell said that most of the proceeds from the benefit will go

towards helping Thierbach's father pay his hospital bills.

The benefit will take place at the Knights of Columbus hall in Fairplain Plaza, between 8:30 p.m. and 1:30 a.m. Tickets are \$2.50 per person for the dance.

Tickets are on sale now from organizers of the benefit. Mitchell also said donations may be sent to the Bob Thierbach Benefit care of Inter-City bank.



ROBERT THIERBACH
Transplant Recipient

Disaster Plan To Be Tested

LANSING, Mich. (AP)—Michigan's emergency plan for handling natural disasters will be tested Feb. 9-10 in Lansing.

Michigan State Police Director Col. John R. Plants, also state civil defense director, issued the call for the test.

The exercises principally will involve the state agencies which would play a role in the event of any disaster such as a storm, flood, fire or epidemic.

Cass, Van Buren Sheriffs' Units Get Snowmobiles

LANSING—State Senator Charles O. Zollar, (R-Benton Harbor) announced today that the Cass and Van Buren county sheriff's departments will be among the recipients of some 45 snowmobiles purchased for statewide law enforcement purposes by the Michigan Department of Natural Resources.

The two area sheriff's agencies will be the only ones in Southwestern Michigan to receive snowmobiles; the remaining 43 vehicles will be distributed among agencies in other parts of the state.

Sen. Zollar, chairman of the Senate Appropriations Committee, noted:

"These vehicles will be valuable in several ways; they will be used to enforce the safety provisions of the current snowmobile law, and will also be capable of providing the snowbound with lifesaving medical aid or food supplies."

Sen. Zollar and his colleague, Senator Gary Byker (R-Hudsonville) conferred with state and local law enforcement officials before announcing the acquisition of the Cass and Van Buren County snowmobiles. Said Zollar:

"The two sheriffs will be responsible for the use and maintenance of these vehicles and for seeing that the snowmobiles are used in the most expedient ways possible."

According to Zollar, the snowmobiles will be delivered "as soon as possible" for utilization this winter.

NAME CHAIRMAN

DETROIT (AP) — Robert E. FitzPatrick, chairman of the Wayne County Board of Commissioners, was elected chairman of the Southeast Michigan Council of Governments (SEM-COG) Friday.

Ehrenberg Named Director

William H. (Duke) Ehrenberg of St. Joseph has been elected a new director of St. Joseph Savings and Loan Association, Kenneth F. Gustafson, president, announced Friday.

Ehrenberg has been the mayor of St. Joseph since 1967 and a member of the city commission for 21 years. He announced last month that he would not be a candidate for re-election this year.

Ehrenberg, a lifelong resi-



W. H. EHREMBERG

dent of St. Joseph, and his wife Dorothy reside at 2606 Old Lakeshore road.

THE HERALD-PRESS

Section
Two

ST. JOSEPH, MICH. SATURDAY, JANUARY 29, 1972

Allegan Turns Lights Out On South Haven's Streak

By JIM DeLAND
Sports Editor

ALLEGAN — South Haven's basketball team practiced in the dark all week, but it was really lights out for the Rams here Friday night.

Muscular Jeff Lemley and his Allegan teammates pulled the switch with an electrifying 81-78 victory that turned off South Haven's winning streak at 10 games.

Lemley, a burly 6-foot-3 All-State football star who is averaging 26.7 points, did most of the damage with a 34-point performance as the Tigers cut South Haven's lead to just one game in the Wolverine Con-

ference championship race while gaining revenge for an earlier 78-63 loss.

"We just didn't do a good job at all of stopping Lemley," said Rams' coach M.H. White. "And we were trying to key our defense in that direction. I'd say they were using him rather well right now."

In addition to his scoring, Lemley had 12 rebounds and seven assists in an all-around effort that brought praise from Allegan coach Jack Buist.

"That's like scoring 48 points the way I look at my book," Buist said. "He's a real player. . . he got the big

plays for us tonight."

Lemley also got his team's final six points to thwart a game-long South Haven comeback attempt in a contest that was excruciatingly tense from the start to finish.

Guard Rick Morgan added 14 points and forward Mike Warner 13 for the Tigers.

South Haven got 22 points from Chris Knapp, 16 from Tom Palmore and 15 from Charles Gray as well as some inspirational rebounding from Palmore and center Rodney Turner, but the Rams didn't have quite enough to see them through to victory in the poorly illuminated Allegan

gym.

"We practiced all week with most of the lights turned out in our gym, so we aren't making any excuses," White said of the dim lighting conditions. "It is bad, though."

Things looked especially

dark for the Rams in the first

quarter when they scored the opening basket and then permitted Allegan to run off the next 10 points. In the remainder of the contest the Rams outscored the Tigers 76-71, but it wasn't enough to offset that

original deficit.

South Haven trailed the entire first half, but then went ahead when Palmore, Turner and Drew Buck tossed in the first three baskets the third quarter.

From then on, no more than four points separated the two teams until Lemley rang in two straight baskets to put Allegan ahead 79-74 with 59 seconds remaining in the game. Palmore cut the gap to 79-76 with a tip-in, but Lemley then sealed the Rams' fate on two free throws with just eight seconds left, and Knapp's last-second jumper only made the final score identical to that of

the Rams' only other loss this year.

South Haven outrebounded the taller Tigers 58-47 with Palmore pulling down 20 and Turner 14, but the Rams were guilty of 22 turnovers and had only mixed success with their pressing defense.

"They burned us a few times on the press," White admitted. "They really hurt us in the third quarter. I didn't think we ran our offense too well, either. We looked a little lost at times out there."

The two teams were closely matched in shooting statistics, with South Haven hitting 34 of 79 (.430) from the field and 10

of 17 from the foul line while Allegan sank 35 of 78 (.446) field goals and 11 of 18 free throws.

While the loss may take off some pressure involved in the winning streak for the Rams (See RAMS, Page 14)

South Haven (78)	G F P	Allegan (81)	G F P
Buck, D.	3 0 3	Lemley, J.	15 4 0
Palmore, T.	7 2 2	Warner, M.	5 3 1
Turner, R.	4 1 2	Rumery, C.	1 1 3
Knapp, C.	9 4 0	Morgan, R.	7 0 1
Hunter, G.	3 2 5	Knobloch, G.	2 2 4
Gray, C.	7 1 4	Cook, C.	4 0 1
Bartels, J.	1 0 0	Hassle, J.	1 1 2
Totals	34 10 16	Totals	35 11 12

SCORE BY QUARTERS
South Haven 15 22 21 19 — 78
Allegan 19 22 20 20 — 81
Officials: Dan Nulty and Lyndon Cronin (both of Olsburg)

THE WORLD OF Sports

PACKY RYAN PACES 83-73 VICTORY

Bears Rip Portage Defense

By JOHN VANDEN HEED
Staff Sports Writer

St. Joseph's determined Bears blitzed the Big Six' best defense in an 83-73 victory over Portage Central Friday. Coach George Gaumer's shuffled lineup ended Central's six-game winning streak at the St. Joe gym and took revenge for an earlier 78-75 loss to the Mustangs.

Portage, which went into the game with a defensive aver-

age of just 63.0 points per game, is now tied with Niles for the Big Six lead at 5-1. St. Joe stands 3-3 in the league.

Guard Packy Ryan sparked the Bear attack with 29 points in one of his better games of the season. Tom Crossman added 15 while Dan Wheeler netted 13 in his first varsity start. And Tom Scheffler, who opened the game on the bench, came through with 12 tallies in limited action.

"Hustle and determination was our key," declared Gaumer. "We were bound and determined that individually we were going to be better than our opponent. And that means so much."

St. Joe used the desire to come up with one of its rare rebounding advantages in controlling the boards by a 39 to 23 margin. Dennis Kugle had 13 rebounds, Ryan 8, Crossman 7 and Don Asselin 6.

"Packy played a hell of a game," added Central coach Ed Hager. "He shot well and passed the ball. St. Joe was a very aggressive team and I think they played a fine ballgame. And our kids played just as well as they can play."

Central got 27 points from Rob Swander, 17 from Jim Millward and 16 from Chuck Vliek.

With both teams posting almost identical shooting rec-

ords, fouls and free throws turned out to be decisive. Central had twice as many fouls as St. Joe in what Hager called a "well officiated game."

St. Joe made 29 of 37 free throws (78 per cent) while Central canned 15 of 19 (79 per cent). Field goal shooting saw the Bears mesh 27 of 62 (44 per cent) and the Mustangs 29 of 65 (45 per cent). Both teams had just 13 turnovers.

In the first quarter, St. Joe made seven of its first 12 shots while jumping off to a 15-7 lead. But Central started battling back with the deadeye shooting of Swander and Vliek and trailed by just 22-20 at the end of the first period.

St. Joe was up by five at 29-24 in the second quarter when Central hit another hot streak. The Mustangs scored 16 of the next 24 points and emerged at halftime with 42-41 lead.

Swander scored 16 and Vliek 12 in the first half as Central meshed an excellent 56 per cent of its field goal attempts. "In that first half if they hadn't hit 56 per cent they wouldn't even have been in the ballgame," added Gaumer.

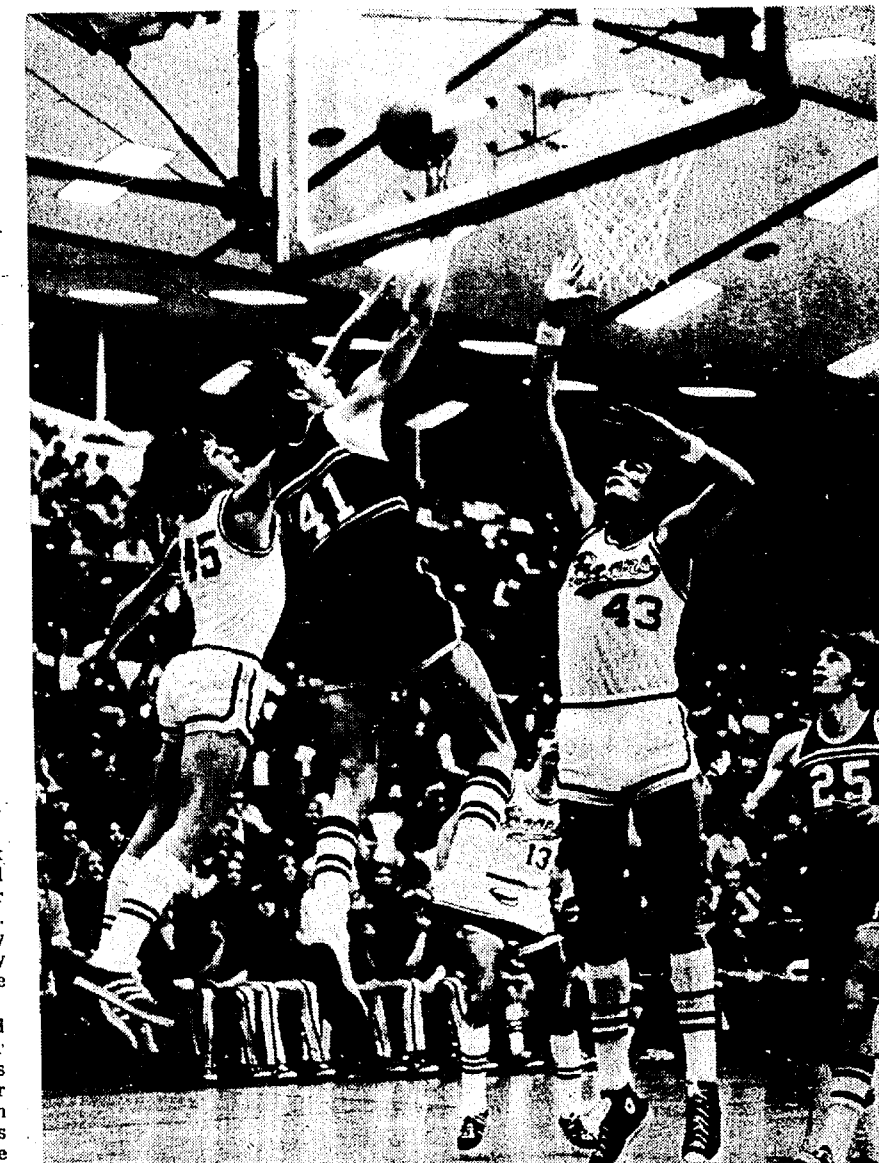
Central maintained the lead in the third period until center Ron Liebecki, who finished as Portage's leading rebounder with 13, went to the bench with his fourth foul. The Bears tied the score at 54-54 at the 2:23 mark on a basket by Crossman and eventually went ahead for good at 57-56 on a pair of free throws by Scheffler. Central guard Roger Posthumus also picked up his third foul in the third period.

The final frame saw the Bears busy at the free throw line (11 of 14) as the Mustangs fouled trying to get the ball in a catch up attempt. St. Joe also beat a Portage press for some easy baskets.

St. Joe now has a 6-4 overall record while Portage Central stands at 8-3 on the season.

When asked whether Asselin and Wheeler would remain in the lineup as starters, Gaumer replied: "As long as the pot keeps boiling, we'll keep it on the fire."

St. Joe's junior varsity wasn't so fortunate in the preliminary with Portage Cen-



BATTLING BEAR: St. Joseph's Packy Ryan (45) battles Portage Central's Rob Swander (41) for the rebound in Big Six game Friday night in the Bear gym. Also in on the action is St. Joe's Don Asselin (43). Ryan scored 29 points and Swander 27 as the Bears emerged with an 83-73 victory. (Staff photo by Harry Smith)

Wings Recall Lajeunesse From Fort Worth Team

DETROIT (AP) — The Detroit Red Wings announced Friday that the club has recalled defenseman Serge Lajeunesse from its Fort Worth, Tex., farm club in the Central Hockey League.

Lajeunesse will replace Ron Harris, who was injured in the Wings' 3-0 victory Thursday night over the Buffalo Sabres. Harris suffered a sprained right knee in the game and will have

it in a cast over the weekend.

The Red Wings said the knee would be examined Monday to determine the extent of the injury and the length of time he will be sidelined.

Lajeunesse, 21, is a second-year pro who played in 62 games for the Wings last year. He will report to the Wings in time for their game tonight with Los Angeles at Olympia in Detroit.

Rocks Fall To Lancers

Lakeshore Still First In Blossomland

BERRIEN SPRINGS — Lakeshore maintained the Blossomland basketball lead with a 77-64 triumph over Berrien Springs here Friday night.

The Lancers, now 6-1 in the league and 8-3 overall, got 21 points from Bud Shafer and 20 from Rick Farrow. Teammates Bruce Arter and Jeff Hardke came through with 19 and 13, respectively.

Lakeshore leaped off to a 20-4 lead and led 23-10 at the end of the first quarter after the Shamrocks had managed to hit just 3 of 16 shots over the first eight minutes.

Berrien Springs used a press to battle back into contention. The Shamrocks posted scoring advantages in the second and third periods and trailed by only 45-42 late in the third quarter. But the Lancers came up with a 28 to 21 scoring edge in the final frame to clinch the victory.

John Mock paced Berrien scorers with 17 tallies. Greg Toney added 15 and Dennis Bandarski 13.

Lakeshore meshed 29 of 86 field goals (34 per cent) and

Berrien Springs 25 of 71 (35 per cent). At the free throw lines, the Lancers made 19 of 30 (63 per cent) and the Shamrocks 14 of 21 (67 per cent).

Lakeshore held a 44 to 42 edge in rebounding with Charlie Shafer pulling off 19. Mock topped Berrien Springs with 10 while George Czirr added 9 and Zandarski 8. In the turnover department, Berrien was bothered by 23 while Lakeshore was guilty at 16.

Berrien Springs is now 1-6 in the Blossomland and 2-8 overall.

Lakeshore also won the junior varsity preliminary 76-66 with Steve Palmer scoring 20 points.

Lakeshore (77)	G F P	B. Springs (64)	G F P
B. Shafer, C.	9 3 5	Toney, J.	5 5 5
Hardke, J.	3 7 2	Mock, J.	8 1 3
C. Shafer, C.	1 0 3	Rusch, C.	0 0 1
Farrow, G.	7 6 2	Ewalt, G.	0 3 2
Arter, G.	4 3 3	Zandarski, G.	6 1 4
Kuhn, D.	0 0 1	Moody, G.	0 0 1
Agens, J.	1 0 1	Marschke, C.	3 2 3
		Czirr, G.	2 1 1
		Lensdale, G.	0 0 1
Totals	29 19 17	Totals	25 14 21

SCORE BY QUARTERS
Lakeshore 23 13 13 28 — 77
B. Springs 10 14 19 21 — 64
Officials: Leon Dadd (Dowagiac) & Dan Knuth (St. Joseph)



STICKUP JOB: Dennis Zandarski (left) of Berrien Springs halted Lakeshore's Bruce Arter (41) during Friday night's Blossomland conference game. Arter scored 19 points as Lancers won 77-64 while Zandarski had 13 points for Shamrocks. (Staff photo by Chuck Zindler)

River Valley Saves Best For Last, Beats Bobcats

By JERRY DYKSTRA
Staff Sports Writer

NILES — River Valley saved its best for last here Friday night and the result was a vital Blossomland league basketball victory.

The Mustangs, trailing by as many as 12 points early in the third period, outscored Brandywine 23-12 in the final quarter to earn a hard-fought 76-66 triumph.

The River Valley win keeps the Mustangs tied for second place with Cassopolis, both with 5-2 Bud records. Both are behind Lakeshore's 6-1 mark. The loss tumbled the Bobcats into a deadlock for fourth spot with Buchanan, both with 4-3

records.

Forward Tom Sausser was the big hero in the come-from-behind Mustang victory. The 6-2 forward, the only Mustang in twin figures, dumped in 29 points, his top output of the season. He canned 13 of 25 shots from the field and three of three free throws.

But Sausser got a lot of help from reserves Jeff Townsend and Ron Schmidt in the last half, and especially in the fourth period.

Behind 57-53 entering the final quarter, River Valley finally forged ahead for the first time since the first quarter 61-60, thanks to three straight field goals by the red-

hot Sausser. His last bucket with 6:20 left put the Mustangs ahead by the one point and turned out to be Sausser's last points of the night.

But then the Mustangs turned on their reserve power.

Robin Knapp's fielder gave the lead back to the Bobcats at the 6:10 mark but then Townsend connected on a 20-footer with 5:20 remaining to hand River Valley an edge it never relinquished. Seconds later the 5-10 Townsend added another bucket on a driving layup and the Mustangs took a 65-62 lead.

Daryl Forker, held to only one field goal in the first three periods, then scored the next

five Mustang points to enable the winners to take a 71-65 edge with 1:54 left.

Schmidt, who had scored only 15 points this season going into Friday's game, then hit a 15-foot jumper and a free throw in the final minute of action to hold off the Bobcats.

Schmidt ended with nine points, seven in the second half, and Townsend with seven points, six in the last half.

"Schmidt, Townsend and Rennhack (Dave) all did fantastic jobs for us as substitutes," bubbled overjoyed Mustang mentor Jerry Schaffer following the game. "Sausser played a whale of a game, but I consider it a team

victory all the way.

"I'd say the key to the game was when we switched to a zone press in the second half after starting with a man-to-man. It finally started producing results in the fourth period. It was just a great victory for our kids."

The Mustangs hit nine of 15 shots in the final period while Brandywine sank only four of 11 from the floor, and could manage only 25 shots the entire second half.

"That zone press was the difference in the ball game," emphasized Bobcat coach Dave Rowe. "We couldn't adjust and we start throwing away the ball."

Bobcat forward Leonard

Drake, who had scored 122 points in his last three Bud contests, ended with 27 points, 12 coming in the second period. The 6-2 junior twisted his ankle early in the third quarter with the Bobcats leading by 12 points. He re-entered the game with three minutes left in the third quarter, but by that time the Mustangs had narrowed the Bobcat margin to just four points.

Brother Chuck Drake contributed 19 points, 12 in the first half, and Knapp added 13.

After an even first period, Brandywine controlled the action in the second quarter and

took a 40-32 lead at intermission.

But the Mustangs started to chip away at the margin midway through the third period with Sausser dropping in six points to pave the way.

That set the stage for the Mustangs' fourth-quarter outburst.

Brandywine outshot River Valley 54 to 46 per cent from outcourt, but the Mustangs threw-up 22 more shots than the Bobcats (70-46). The Mustangs netted 12 of 20 from the charity stripes to the Bobcats' 17 of 26.

River Valley, which treks to Berrien Springs for a 'non-league' game Tuesday night,

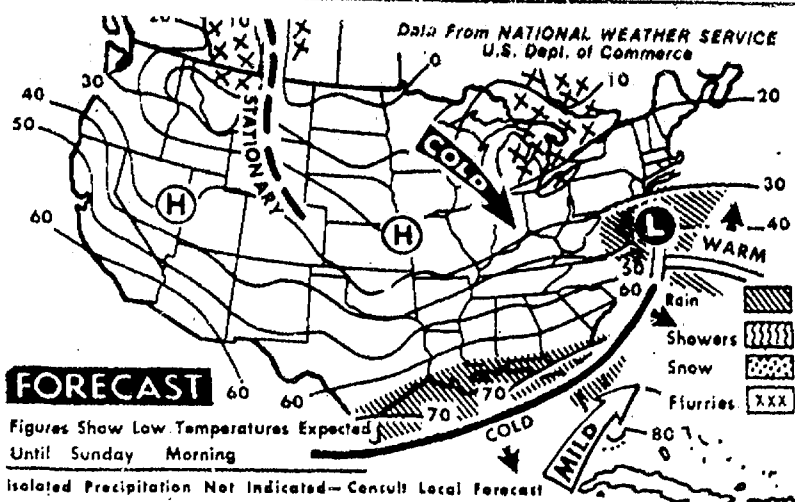
now has its sights set on the league lead. The Mustangs tackle Lakeshore next Friday at the River Valley gym.

"Lakeshore beat us earlier (See MUSTANGS, Page 14)

River Valley (76)	G F P	Brandywine (69)	G F P
Forker, J.	3 3 4	Zimmerman, J.	2 1 3
Sausser, T.	13 7 2	L. Drake, C.	12 3 3
Knapp, R.	2 3 3	C. Drake, G.	7 5 4
Coffman, G.	3 0 1	Knapp, G.	4 5 5
Sandvick, G.	3 0 4	P. Chelone, J.	1 2 1
Townsend, J.	3 1 1	Alire, G.	0 1 0
Rennhack, R.	2 0 0	Holloway, G.	0 0 0
Turley, G.	0 0 0	Orayson, G.	0 0 0
Schmidt, J.	3 3 3		
Totals	32 12 18	Totals	26 17 16

SCORE BY QUARTERS
Brandywine 18 22 17 12 — 69
River Valley 17 13 21 23 — 76
Officials: Dick Conrad (Niles) and Frank Kraak (Dowagiac)

NEWS OF MARKETS



Today's Weather Map

WEATHER FORECAST: Rain is forecast Saturday for the Gulf Coast states and a portion of the middle Atlantic coast. Snow flurries are expected over the northern Rockies and the Great Lakes. Cold weather is predicted for the middle of the nation. (AP Wirephoto Map)

Sentences
Given 29
PersonsThree Teens
On Probation

Twenty-nine persons were sentenced Friday in Berrien Fifth District court. Sentenced were:

Chester E. Stallings, route 1, box 97, Townline road, Benton Harbor, a total of 60 days in jail on two separate counts of assault and battery. He also was ordered to pay fine and costs of \$200.

Three young men allegedly involved in an attempted breaking and entering of a coin machine at Benton township fire station No. 2, Dec. 21 were put on two years probation and ordered to pay fine and costs of \$250 each. They are: Alan Rhoades, 19, of Watervliet; Curtis W. Rhoades, 17, of Coloma; and Terry G. Witcher, 17, of 802 Price street, St. Joseph.

Allen Lee Wilson, 21, of Berrien Springs, three days in jail, with credit for time served, for failing to display his operator's license to a police officer upon request. Also imposed were fine and costs of \$100 plus one year probation for assault and battery reduced from resisting arrest and fine and costs of \$30 for using obscene language in public.

Alex Williams, Jr., 32, of 1394 Bishop avenue, Benton Harbor, fine and costs of \$50 for assault and battery against a Benton Harbor police officer Oct. 10.

Richard Wayne Goff, 27, of 1770 Golfview road, St. Joseph township, fine and costs of \$61 for simple assault reduced from assault with a dangerous weapon against another man in Benton township Dec. 23. He pleaded nolo contendere (no contest).

Zetty Glass, 34, of 886 Waukonda, Benton Harbor, fine and costs of \$200 plus one year probation for assault and battery reduced from assault with a dangerous weapon against a man in Benton Harbor, Nov. 13. She pleaded nolo contendere.

Charlie Shorter, 65, of 603 North Stevens street, Benton Harbor, fine and costs of \$160 plus one year probation for reckless use of a firearm in Benton Harbor Dec. 25.

Marvin Perry, 17, of 158 Concord, Benton Harbor, fine and costs of \$50 for assault and battery against another man at the G and W skating rink Dec. 12. He pleaded nolo contendere.

Bruce LeRoy Wisner, 27, of 3212 Pokagon road, Niles, fine and costs of \$150 plus 90 days probation for drunk and disorderly. Count 1 of resisting arrest was dismissed on motion of the prosecutors office.

Judy Lynn Kublick, 18, of route 2, box 415, Kaiser road, Benton Harbor, fine and costs of \$100 for contributing to the delinquency of a minor. She was charged with encouraging a 14-year-old boy to stay out of school.

Cecil Byron Spear, 56, of 2159 Red Arrow highway, Benton township, fine and costs of \$200 for selling liquor in Benton township without a license Dec. 26.

Maxine M. Mitchell, 17, of 552½ Broadway, Benton Harbor, fine and costs of \$75 for petty larceny involving the theft of a dress from the K-Mart.

Fred Lewis Govain, 28, of 606 Colfax avenue, Benton Harbor, fine and costs of \$125 plus six months probation for possession of an unregistered gun.

Willard "Bud" Benfield, 41, of 1447 Thomas street, Benton township, fine and costs of \$120 for receiving and concealing stolen property under \$100.

Larry Sterling, 21, of 211 Frederick, Benton township, fine and costs of \$200 plus two years probation for malicious destruction of property. He wrecked the rear door of a Benton township home Dec. 6.

Jimmy Lachenet, 28, of 322 Lake avenue, Benton Harbor, fine and costs of \$300 plus one year probation for possession of a firearm while intoxicated and possession of an unregistered firearm.

Michael T. Fulton, 22, of route 2, box 418, Park street, Watervliet, fine and costs of \$75 for failing to stop for school bus in the process of loading passengers.

Jessie C. Howell, 22, of 3851 Naomi road, Sodus, fine and costs of \$53 for contributing to the delinquency of a minor. He was accused of driving around a 13-year-old girl in his car after curfew hours in Benton



UNDER ARREST: Robert Singleton, 60, a night watchman at Sodus Fruit Exchange wears eye patch after treatment for injuries from alleged fist fight that preceded fatal shooting of Raymond J. Harrison. Singleton was arrested on charge of murder and demanded examination when arraigned in Fifth District court Friday. He was held without bond. Judge Paul Pollard denied court appointed counsel, ruling that Singleton was not indigent. Sheriff's Det. Ronald Immoos said fight at fruit exchange was triggered over a \$1.25 ticket to a benefit dinner which Singleton allegedly purchased and then received a refund because he couldn't attend. (Staff photos)



SLAYING SITE: Raymond Harrison, 51, of Sodus, was killed by a shotgun blast Friday morning on the back of this flatbed truck. The site is just outside storage area at United Foods, Inc., Sodus Fruit Exchange Division in Sodus. Berrien sheriff's police said Harrison was struck in the shoulder and face by the blast and fell from the truck into the snow. Held by police was Robert Singleton, 60, a night watchman at the food exchange.

Harbor, Oct. 4. He pleaded nolo contendere.

Four persons were also sentenced for driving under the influence of intoxicants. They were:

Orville Paul Teter, 32, of 140 Bellview, Benton Harbor, fine and costs of \$150; LeRoy Ford, 30, of 701 Maiden lane, Benton Harbor, fine and costs of \$150 plus 120 days probation; Granvel Odus Duda, 29, of 4047 Glenorchard drive, St. Joseph, fine and costs of \$151 plus six months probation; John Perry, 63, of 118 North Hull, Benton Harbor, fine and costs of \$150 plus 90 days probation; Warren Albert Toney, 56, of route 1, box 252, Berrien Springs, fine and costs of \$150 plus 90 days probation; and Kenneth Smith, 57, of 593 Green avenue, Benton Harbor, fine and costs of \$150.

Five persons were sentenced for impaired driving reduced

from driving under the influence of intoxicants. They were: Wayne Loren Collins, Jr., 27, of 1295 Southport, Benton Harbor, fine and costs of \$150 plus 120 days probation; Granvel Odus Duda, 29, of 4047 Glenorchard drive, St. Joseph, fine and costs of \$151 plus six months probation; John Perry, 63, of 118 North Hull, Benton Harbor, fine and costs of \$150 plus 90 days probation; Warren Albert Toney, 56, of route 1, box 252, Berrien Springs, fine and costs of \$150 plus 90 days probation; and Kenneth Smith, 57, of 593 Green avenue, Benton Harbor, fine and costs of \$150.

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Mercy
Hospital

ADMISSIONS

Patients admitted to Mercy hospital during the past 24 hours were:

Benton Harbor — Mrs. James Robinson, 340 Ohio; Mrs. Ernest Kasischke, 1340 Columbus; Wilbur Summerfelt, 222 Windsor road; Mrs. Edwin Card, post office box 521; Mrs. Jack Mitchell, 1355 Napier; Harry T. Moats, 972 Pearl; Michelle Campbell, 185 Walnut; Homer S. Mix, 943 Nickerson; Brent Wainwright, 348 Bluff court; Brice Coleman, 951 Columbus.

Berrien Springs — Mrs. Frieda Stemm, route 1, Box 356.

Coloma — Mrs. Eugene Miller, route 4, Box 685.

Eau Claire — Maurice McAfee, route 1, Box 76-A.

Watervliet — Mrs. Robert Sykes, 476½ Paw Paw.

BIRTHS
Benton Harbor — A boy, weighing 8 pounds 13½ ounces, was born to Mr. and Mrs. Claude Trowbridge, 204 Garfield, at 10:23 a.m. Friday.

Local
Forecast

Southwestern Lower Michigan — Variable cloudiness with a chance of snow flurries tonight and Sunday. Low tonight 6 to 12. High Sunday 16 to 22. Southwest to west winds 8 to 18 mph tonight, becoming west to northwest Sunday. Probabilities of precipitation: 40 per cent tonight and 30 per cent Sunday.

FCC Will
Resume
Bell Probe

WASHINGTON (AP) — Reacting to an outcry from congressmen and local officials, the Federal Communications Commission says it is resuming an investigation of the Bell Telephone System's long-distance rates.

FCC members voted 6 to 0 Friday to reopen the investigation into the legality of rate hikes filed by American Telephone & Telegraph Co.

The agency voted in December to halt the inquiry, announcing the agency lacked the funds for enough staff.

LEGAL NOTICES

NOTICE TO ALL CREDITORS OF KARSEN MOTOR SALES, INC. A MICHIGAN CORPORATION, PURSUANT TO ACT 327 OF THE PUBLIC ACTS OF 1931 AS AMENDED NOTICE IS HEREBY GIVEN that, pursuant to action of the shareholders, Karsen Motor Sales, Inc. is about to be dissolved. All creditors of said corporation are requested to present their claims at the registered office of the corporation, 2206 Wilson Court, St. Joseph, Michigan on or before the 29th day of February, 1972, by order of the Board of Directors.

Dated this 4th day of January, 1972.
LEROY H. KARSEN,
Secretary
Jan. 22, 29, Feb. 5, 1972 Adv.

File No. 25442
STATE OF MICHIGAN
PROBATE COURT FOR THE COUNTY OF BERRIEN
Estate of GERALD F. WIEDERMANN, Deceased.

IT IS ORDERED, that on April 12, 1972 at 10:00 A.M. in the Probate Courtroom, Courthouse, St. Joseph, Michigan, a hearing be held at which all creditors of said deceased are required to prove their claims. Creditors must file sworn claims with the court and serve a copy on Glenda L. Wiedermann, administratrix, 517 Archer Street, St. Joseph, Michigan prior to said hearing.

Publication and service shall be made as provided by Statute and Court rule.

(Seal) RONALD H. LANGE
Judge of Probate

DATED: January 25, 1972
KILLIAN, SPELMAN, TAGLIA,
MEER, LAGONI & BURDICK
Attorneys for Estate
ADDRESS: 414 Main Street
St. Joseph, Michigan
Jan. 29, Feb. 5, 12, 1972 H.P. Adv.

File No. 18496
STATE OF MICHIGAN
PROBATE COURT FOR THE COUNTY OF BERRIEN
Estate of HELEN M. HATHCOCK, Mentally Incompetent.

IT IS ORDERED, that on March 14, 1972 at 9:30 A.M. in the Probate Courtroom, Courthouse, St. Joseph, Michigan, a hearing be held on the Petition of First National Bank of Southwestern Michigan for allowance of its final account. Petition of Ronald E. Hathcock praying this Court enter an Order restoring said Helen M. Hathcock the care, custody and management of her estate and terminate guardianship.

Publication and service shall be made as provided by Statute and Court rule.

(Seal) RONALD H. LANGE
Judge of Probate

DATED: January 17, 1972
Attorney Donald J. Dick
Attorney for Estate
ADDRESS: 300 West Ferry Street
Berrien Springs, Michigan
Jan. 29, Feb. 5, 12, 1972 H.P. Adv.

File No. 25499
STATE OF MICHIGAN
PROBATE COURT FOR THE COUNTY OF BERRIEN
Estate of ALMA MARSHKE, Deceased.

IT IS ORDERED, that on March 7, 1972 at 9:30 A.M. in the Probate Courtroom, Courthouse, St. Joseph, Michigan, a hearing be held on the Petition of Milton Marshke for probate of a purported will, for appointment of fiduciary, and for a determination of heirs.

Publication and service shall be made as provided by Statute and Court rule.

(Seal) RONALD H. LANGE
Judge of Probate

DATED: January 18, 1972
Attorney A. G. Preston, Jr.
Attorney for Estate
ADDRESS: 400 Main Street
St. Joseph, Michigan
Jan. 29, Feb. 5, 12, 1972 H.P. Adv.

File No. 25711
STATE OF MICHIGAN
PROBATE COURT FOR THE COUNTY OF BERRIEN
Estate of CURTIS PINKNEY, Deceased.

IT IS ORDERED, that on April 11, 1972 at 9:15 A.M. in the Probate Courtroom, Courthouse, St. Joseph, Michigan, a hearing be held at which all creditors of said deceased are required to prove their claims and heirs will be determined. Creditors must file sworn claims with the court and serve a copy on Curtis Hughes, Jr., administrator, R. 1, Box 20C, Eau Claire, Michigan prior to said hearing.

Publication and service shall be made as provided by Statute and Court rule.

(Seal) RONALD H. LANGE
Judge of Probate

DATED: January 20, 1972
GORE, WILLIAMS & SCHILLINGER
By: Carroll Williams
Attorney for Estate
ADDRESS: 92 West Main Street
Benton Harbor, Michigan
Jan. 29, Feb. 5, 12, 1972 H.P. Adv.

File No. 25440
STATE OF MICHIGAN
PROBATE COURT FOR THE COUNTY OF BERRIEN
Estate of JOSEPH FILLER, a.k.a. JAMES FILLER, Deceased.

IT IS ORDERED, that on March 29, 1972 at 10:00 A.M. in the Probate Courtroom, Courthouse, St. Joseph, Michigan, a hearing be held at which all creditors of said deceased are required to prove their claims. Creditors must file sworn claims with the court and serve a copy on A. O. Preston, Jr., executor, 400 Main Street, St. Joseph, Michigan prior to said hearing.

Publication and service shall be made as provided by Statute and Court rule.

(Seal) RONALD H. LANGE
Judge of Probate

DATED: January 11, 1972
ATTY: A. O. Preston, Jr.
Attorney for Estate
ADDRESS: 400 Main Street
St. Joseph, Michigan
Jan. 15, 22, 29, 1972 H.P. Adv.

BOOST TOTALS 9.7%

Growth
I&M And Union Reported
Reach Agreement By Bank

Indiana & Michigan Electric Co. and Local 1392 of International Brotherhood of Electrical Workers have reached agreement on a new contract.

The contract was signed by the union bargaining committee which had been empowered by membership to ratify a contract when agreement was reached. The union committee accepted the contract about midnight Thursday during a meeting at the federal mediation-conciliation service office in South Bend with mediator Eugene Madigan present.

An I&M statement said the contract accepted by the union "was essentially the same that was offered to Local 1392 on Jan. 4 with the exception of minor changes in contract language as it pertained to the scheduling of work."

Chester M. Herriman, assistant business manager for the union, took a different view, saying the company had sought great discretionary power in work scheduling but agreed to union demands for certain restrictions, where practicable.

Terms call for package boosts amounting to 9.7 per cent with an immediate pay increase of 7 per cent, plus adjustments of five to nine

cents an hour in various labor grades.

The contract became effective Thursday and expires Oct. 31, 1973, with provisions for a wage reopener on Oct. 31, 1972.

The pay raises are subject to approval of the federal pay board, but a union statement said no difficulty was expected because the wage rate is in effect at other I&M locations. The former average hourly rate for workers represented by Local 1392 was \$4.23.

Other benefits in the contract, according to the union were addition of Columbus day as a holiday and improvement in the pension plan.

Local 1392 which represents 355 physical workers at I&M's Benton Harbor and South Bend divisions and the Twin Branch generating plant at Mishawaka has been without a contract last Oct. 31.

Workers struck for four days two weeks ago. I&M and a wholly-owned subsidiary, consequently, filed a \$283,902 damage suit in federal court, alleging IBEW pickets were responsible for halting construction at Donald C. Cook nuclear plant and the Tanners Creek plant, Lawrenceburg, Ind.

CAREER WORKSHOP

Ferris State Offers
Aid To Jobless GI's

Ferris State College, Big Rapids, has informed State Rep. Harry Gast, Jr. (R-Stevensville) that it is offering a continuing career workshop for unemployed veterans of Vietnam.

According to information supplied by J. William Wenrich, vice president for administrative affairs, "Unemployed veterans identified by the Michigan Employment Secur-

ity Commission, the Vocational Rehabilitation administration, the American Legion, the Veterans of Foreign Wars or through our office are invited to spend a week on the Ferris campus at not cost to themselves."

During the past week, veterans receive vocational preference and aptitude testing, intensive counseling, information about G. I. benefits and financial aids, and an opportunity to visit classrooms and laboratories to see first-hand what given occupational education programs are like.

Unemployed veterans in this area who could benefit from this type of program should write James Young, Assistant Dean of Student Services, Ferris State College, Big Rapids.

Watervliet Hospital

ADMISSIONS
WATERVLIET — Patients admitted to Watervliet Community hospital during the past 24 hours were:

Covert — Lester Lapier, route 1.

Hartford — Jack Merrill, 10 South Center; John R. Jones, 15 Elmwood.

South Haven
Hospital

SOUTH HAVEN — Patients admitted to South Haven Community hospital Friday include Kevin Krader of Grand Junction; Donald Ellis of Bangor; John Oborski, Dirk Decker and Mark Rydecki of South Haven.

BIRTHS
A boy weighing 8 pounds, 11½ ounces was born to Mr. and Mrs. Mark Patterson, Covert, at 12:09 p.m. Thursday, Jan. 27.

A boy, weighing 7 pounds, 8 ounces, was born to Mr. and Mrs. Wilbur R. Treat, Watervliet, at 12:15 a.m., Thursday, Jan. 27.

A girl weighing 8 pounds, 11 ounces was born to Mr. and Mrs. Gary Mortensen of Bloomingdale at 8:25 a.m., Friday, Jan. 28.

SWITCH SHORTS OUT.

Benton Harbor firemen at 8:35 Friday, were called to a home at 1082 Jennings avenue, where a wall switch shorted out. Damage was confined to the switch. Firemen said the house is occupied by Mrs. Norma Curry.

Farm Wife Movement
Spreads Across Nation

EAU CLAIRE — The movement of Women for the Survival of Agriculture in Michigan, which began in southwestern Michigan, has begun to spread nationwide.

Mrs. Wallace Heuser, a representative of the WSAM, told the Eau Claire Lions club recently that similar organizations have started in Pennsylvania, Oregon and other parts of Michigan.

Mrs. Heuser, who has a

degree in horticulture from Michigan State university, and her husband own Hilltop Orchard near Hartford.

WSAM was formed last summer to work toward improving the economic conditions of growers.

Farmers pay 20 per cent of their earnings in property taxes as compared with 6 per cent by urban residents, Mrs. Heuser said. Farmers' tax money is used to finance government

agencies such as United Migrants for Opportunity and Office of Equal Opportunity which bring suits on behalf of migrants against the farmers. The farmer receives less than five per cent of the store-price for his products and his profit margin is very small.

The only reason farmers don't sell out in the face of government bureaucracy and low prices is that they love the land and their way of life, Mrs. Heuser said.

Larry Sterling, 21, of 211 Frederick, Benton township, fine and costs of \$200 plus two years probation for malicious destruction of property. He wrecked the rear door of a Benton township home Dec. 6.

Jimmy Lachenet, 28, of 322 Lake avenue, Benton Harbor, fine and costs of \$300 plus one year probation for possession of a firearm while intoxicated and possession of an unregistered firearm.

Michael T. Fulton, 22, of route 2, box 418, Park street, Watervliet, fine and costs of \$75 for failing to stop for school bus in the process of loading passengers.

Jessie C. Howell, 22, of 3851 Naomi road, Sodus, fine and costs of \$53 for contributing to the delinquency of a minor. He was accused of driving around a 13-year-old girl in his car after curfew hours in Benton

Harbor, Oct. 4. He pleaded nolo contendere.

Four persons were also sentenced for driving under the influence of intoxicants. They were:

Orville Paul Teter, 32, of 140 Bellview, Benton Harbor, fine and costs of \$150; LeRoy Ford, 30, of 701 Maiden lane, Benton Harbor, fine and costs of \$150 plus 120 days probation; Granvel Odus Duda, 29, of 4047 Glenorchard drive, St. Joseph, fine and costs of \$151 plus six months probation; John Perry, 63, of 118 North Hull, Benton Harbor, fine and costs of \$150 plus 90 days probation; Warren Albert Toney, 56, of route 1, box 252, Berrien Springs, fine and costs of \$150 plus 90 days probation; and Kenneth Smith, 57, of 593 Green avenue, Benton Harbor, fine and costs of \$150.

Five persons were sentenced for impaired driving reduced

from driving under the influence of intoxicants. They were: Wayne Loren Collins, Jr., 27, of 1295 Southport, Benton Harbor, fine and costs of \$150 plus 120 days probation; Granvel Odus Duda, 29, of 4047 Glenorchard drive, St. Joseph, fine and costs of \$151 plus six months probation; John Perry, 63, of 118 North Hull, Benton Harbor, fine and costs of \$150 plus 90 days probation; Warren Albert Toney, 56, of route 1, box 252, Berrien Springs, fine and costs of \$150 plus 90 days probation; and Kenneth Smith, 57, of 593 Green avenue, Benton Harbor, fine and costs of \$150.

Five persons were sentenced for impaired driving reduced

from driving under the influence of intoxicants. They were: Wayne Loren Collins, Jr., 27, of 1295 Southport, Benton Harbor, fine and costs of \$150 plus 120 days probation; Granvel Odus Duda, 29, of 4047 Glenorchard drive, St. Joseph, fine and costs of \$151 plus six months probation; John Perry, 63, of 118 North Hull, Benton Harbor, fine and costs of \$150 plus 90 days probation; Warren Albert Toney, 56, of route 1, box 252, Berrien Springs, fine and costs of \$150 plus 90 days probation; and Kenneth Smith, 57, of 593 Green avenue, Benton Harbor, fine and costs of \$150.

Five persons were sentenced for impaired driving reduced

from driving under the influence of intoxicants. They were: Wayne Loren Collins, Jr., 27, of 1295 Southport, Benton Harbor, fine and costs of \$150 plus 120 days probation; Granvel Odus Duda, 29, of 4047 Glenorchard drive, St. Joseph, fine and costs of \$151 plus six months probation; John Perry, 63, of 118 North Hull, Benton Harbor, fine and costs of \$150 plus 90 days probation; Warren Albert

LEGAL NOTICES

File No. 25460
STATE OF MICHIGAN
PROBATE COURT FOR
THE COUNTY OF BERRIEN
 In re: LORNE DARYMPLE, a.k.a. LORNE DARYMPLE, Deceased.
 IT IS ORDERED, that on February 29, 1972, at 9:30 A.M. in the Probate Courtroom, Courthouse, St. Joseph, Michigan, a hearing be held on the Petition of LORNE DARYMPLE, for appointment of an administrator, and for a determination of heirs.
 Publication and service shall be made as provided by Statute and Court rule.
 (Seal) RONALD H. LANGE
 Judge of Probate
 DATED: January 4, 1972
 LOCKE & PARISH
 By: Tai Parish
 Attorney for Petitioner
 ADDRESS: 711 Pleasant Street,
 St. Joseph, Michigan
 Jan. 15, 22, 29, 1972 H.P. Adv.

File No. 25484
STATE OF MICHIGAN
PROBATE COURT FOR
THE COUNTY OF BERRIEN
 Estate of NANCY ANN WILLIAMSON, Deceased.
 SIT IS ORDERED, that on March 28, 1972, at 9:15 A.M. in the Probate Courtroom, Courthouse, St. Joseph, Michigan, a hearing be held on the Petition of John T. Ryan for probate of a purported will, for appointment of fiduciary, and for a determination of heirs.
 Publication and service shall be made as provided by Statute and Court rule.
 (Seal) RONALD H. LANGE
 Judge of Probate
 DATED: January 7, 1972
 RYAN, MCQUILLIAN & VANDER PLOEG
 Attorneys for Petitioner
 ADDRESS: St. Joseph Savings & Loan Building
 St. Joseph, Michigan
 Jan. 15, 22, 29, 1972 H.P. Adv.

File No. 25491
STATE OF MICHIGAN
PROBATE COURT FOR
THE COUNTY OF BERRIEN
 Estate of PETER ORTH, Deceased.
 IT IS ORDERED, that on March 21, 1972, at 9:15 A.M. in the Probate Courtroom, Courthouse, St. Joseph, Michigan, a hearing be held at which all creditors of said deceased are required to present their claims, and heirs will be determined. Creditors must file sworn claims with the court and serve a copy on Henry Orth, administrator with will annexed, 2618 Platte Avenue, St. Joseph, Michigan prior to said hearing.
 Publication and service shall be made as provided by Statute and Court rule.
 (Seal) RONALD H. LANGE
 Judge of Probate
 DATED: January 10, 1972
 Attorney Dean S. Jennings
 Attorney for Estate
 ADDRESS: 77-D Riverview Drive,
 Benton Harbor, Michigan
 Jan. 15, 22, 29, 1972 H.P. Adv.

File No. 24500
STATE OF MICHIGAN
PROBATE COURT FOR
THE COUNTY OF BERRIEN
 Estate of GERTRUDE C. LASCH, Deceased.
 IT IS ORDERED, that on February 29, 1972, at 10:30 A.M. in the Probate Courtroom, Courthouse, St. Joseph, Michigan, a hearing be held on the Petition of Ethel Grace Lasch, executrix for allowance of the final account, and for assignment of residue, and account to date filed February 18, 1971, and extra attorney fees and expenses.
 Publication and service shall be made as provided by Statute and Court rule.
 (Seal) RONALD H. LANGE
 Judge of Probate
 DATED: January 10, 1972
 KILLIAN, SPELLMAN, TAGLIA, MEEK, LAGONI & BURDICK
 Attorneys for Estate
 ADDRESS: 414 Main Street
 St. Joseph, Michigan
 Jan. 15, 22, 29, 1972 H.P. Adv.

File No. 25558
STATE OF MICHIGAN
PROBATE COURT FOR
THE COUNTY OF BERRIEN
 Estate of FRANK R. HUSSEY, also known as Frank Russell Hussey, Deceased.
 IT IS ORDERED, that on February 29, 1972, at 9:30 A.M. in the Probate Courtroom, Courthouse, St. Joseph, Michigan, a hearing be held on the Petition of Vivian Blackburn, administratrix with will annexed, for license to sell real estate of said deceased. Persons interested in said estate are directed to appear at said hearing to show cause why such license should not be granted.
 Publication and service shall be made as provided by Statute and Court rule.
 (Seal) RONALD H. LANGE
 Judge of Probate
 DATED: January 11, 1972
 Attorney Stuart F. Meek, Jr.
 Attorney for Estate
 ADDRESS: 414 Main Street
 St. Joseph, Michigan
 Jan. 22, 29, Feb. 5, 1972 H.P. Adv.

File No. 72329
STATE OF MICHIGAN
PROBATE COURT FOR
THE COUNTY OF BERRIEN
 Estate of TEOFIL LESAUSKIS, Deceased.
 IT IS ORDERED, that on March 29, 1972, at 10:30 A.M. in the Probate Courtroom, Courthouse, St. Joseph, Michigan, a hearing be held at which all creditors of said deceased are required to present their claims. Creditors must file sworn claims with the court and serve a copy on David Lesauskis, administrator, P.O. Box 29, Sawyer, Michigan prior to said hearing.
 Publication and service shall be made as provided by Statute and Court rule.
 (Seal) RONALD H. LANGE
 Judge of Probate
 DATED: January 11, 1972
 KELLER, KELLER & CREAGER
 By: Attorney Harry Creager
 Attorney for Estate
 ADDRESS: 814 Port Street,
 St. Joseph, Michigan
 Jan. 15, 22, 29, 1972 H.P. Adv.

File No. 72539
STATE OF MICHIGAN
PROBATE COURT FOR
THE COUNTY OF BERRIEN
 Estate of ARTHUR NIEPHAUS, Deceased.
 IT IS ORDERED, that on February 29, 1972, at 10:30 A.M. in the Probate Courtroom, Courthouse, St. Joseph, Michigan, a hearing be held on the Petition of Craig Niephaus, administrator, for allowance of his final account, and for assignment of residue.
 Publication and service shall be made as provided by Statute and Court rule.
 (Seal) RONALD H. LANGE
 Judge of Probate
 DATED: January 5, 1972
 GLOBENSKY, GLEISS, SONDEE
 HENDERSON & BITTNER
 By: Attorney J.L. Globensky
 Attorney for Estate
 ADDRESS: 72 West Main Street,
 Benton Harbor, Michigan
 Jan. 15, 22, 29, 1972 H.P. Adv.

Minutes
 Special Meeting
 —January 20, 1972
 A special meeting of the Chikaming Township Board was held at the Lakeside fire station on Thursday, January 20, 1972, at 6:30 o'clock. All Board Members present.
 The supervisor explained the purpose of the meeting to be a discussion of insurance coverages, and the setting of a date for a special township meeting

in compliance with a petition asking that such a meeting be called.

It was moved by Gibson, supported by Harrington that a special meeting of the electors of Chikaming Township be called for Monday, February 14, 1972 at 8:00 o'clock p.m. EST, at the Lakeside fire station, for the purpose of approving the purchase of the following State of Michigan owned excess land:

State described as XSControl 11015; Parcel 218; also Parcels 222, part B; 223; C-224; containing 94 acres more or less, in Section 14 of Chikaming Township, T 7S, R 20W.

Motion carried.
 The review of insurance coverages on township properties and liabilities was studied; no action taken at this time.

In other business it was moved by Sperry, supported by Gibson that Bertel Carlson be allowed to split the east 134' of Lot 12 of the Terry Lane subdivision, as listed on the Assessor's Plat, in the SE 1/4 of Section 3 of Chikaming Township, thus creating a lot 134' x 150'. (This is under assessor's code G 12 AK3) Motion carried, and certificate will be issued.

There being no further business the meeting be adjourned upon motion of Abrahamson, supported by Gibson.

LENA ABRAHAMSEN
 Township Clerk
 Jan. 29, 1972 h.p. adv.

STATE OF MICHIGAN
IN THE CIRCUIT COURT
FOR THE
COUNTY OF BERRIEN

FILE NO. D-3947-W
 ORDER TO SHOW CAUSE
 AND FIXING DATE FOR
 HEARING ON PETITION
 IN CONDEMNATION.

THE COUNTY OF BERRIEN,
 STATE OF MICHIGAN, a
 body corporate, BY ITS
 BOARD OF PUBLIC WORKS
 OF THE COUNTY OF BERRIEN,
 Petitioner,
 vs.
 SVEN E. RAMBERG and
 HARRIET RAMBERG, Husband
 and Wife, and ST. JOSEPH SAVINGS & LOAN ASSOCIATION, Assignee of
 New Buffalo Savings & Loan
 Association, Respondents

At a session of said Court held in the Courthouse in the City of St. Joseph, Berrien County, Michigan, this 13th day of January, 1972.

P. PRESENT: HONORABLE WILLIAM S. WHITE, Circuit Judge.

On reading and filing the Petition, whereby petitioner seeks to condemn, pursuant to the provisions of Act 185 of the Public Acts of the State of Michigan of 1957, as amended, (Sec. 5.570 (1) et seq. M.S.A.; Sec. 123.731, et seq. M.C.L.A.), certain lands owned by respondents Sven E. Ramberg and Harriet Ramberg, husband and wife, and St. Joseph Savings & Loan Association, assignee of New Buffalo Savings & Loan Association, or in which they have an interest, which lands are described as follows, to-wit:

The west 1/2 of northwest fractional 1/4 of southeast fractional 1/4 of Section 2, Township 8 South, Range 21 West, lying north of the M.C.R.R., containing 23.5 acres. ALSO, the east 1/2 of the northwest fractional 1/4 of the southeast fractional 1/4 of Section 2, Township 8 South, Range 21 West, lying north of the M.C.R.R., containing 30.5 acres. New Buffalo Township, Berrien County, Michigan

for the purpose of building, constructing, maintaining and operating thereon a sewage disposal plant for the use and benefit of the public, and to ascertain and make just compensation for such lands to be so condemned, on motion of Joseph E. Killian, attorney for petitioner,

IT IS ORDERED that the 10th day of February, 1972, at 2:30 o'clock in the afternoon is fixed as the day and time for hearing such petition at the Circuit Court in the City of St. Joseph, Berrien County, Michigan; and

IT IS FURTHER ORDERED that on that date and at such time and place, respondents Sven E. Ramberg and Harriet Ramberg, husband and wife, and St. Joseph Savings & Loan Association, assignee of New Buffalo Savings & Loan Association, and

each of them, shall appear and show cause if any they have why the prayer of said Petition should not be granted; and

IT IS FURTHER ORDERED that a true copy of this Order be published once each week for three consecutive weeks in the St. Joseph Herald Press, a newspaper published and circulated in the County of Berrien; and

IT IS FURTHER ORDERED that a true copy of this Order with copy of said Petition thereto attached shall be served personally on Sven E. Ramberg and Harriet Ramberg, husband and wife, and St. Joseph Savings & Loan Association, assignee of New Buffalo Savings & Loan Association, and each of them, or so many of them as may be found in the County of Berrien, State of Michigan.

IT IS FURTHER ORDERED that a copy of said Order shall be served upon each respondent, not personally served as above provided, pursuant to the provisions of Sec. 54 of Act 185 of the Public Acts of the State of Michigan of 1957, (being Sec. 5.570 (54), M.S.A., as amended; Sec. 123.784, M.C.L.A., as amended).

WILLIAM S. WHITE
 Circuit Judge

A TRUE COPY
 KATHY LAMBERT
 Deputy Clerk

Joseph E. Killian of KILLIAN, SPELLMAN, TAGLIA, MEEK, LAGONI & BURDICK
 Attorneys for Petitioner
 Business Address:
 414 Main Street,
 St. Joseph, Michigan 49085
 Jan. 22, 29, Feb. 5, 1972 H.P. Adv.

MEETING OF THE CITY COMMISSION HELD AT THE CITY HALL, ST. JOSEPH, MICHIGAN AT 7:30 P.M., MONDAY JANUARY 17, 1972.

P. PRESENT: MAYOR PROTEM TOBIAS. COMMISSIONERS, GAST, HANLEY AND SMITH. L. L. HILL, CITY MANAGER. A. G. PRESTON, JR., CITY ATTORNEY. CHARLES J. RHODES, DIRECTOR OF FINANCE.

ABSENT: COMMISSIONER EHRENBURG.

Minutes of the meeting held January 10, 1972 were read and approved.

Report of the vouchers to be allowed January 17, 1972 were submitted as follows:

Pay Roll
 Gen. Vo. 15892-15895, Incl. 52,386.46
 Clerk 27.60
 Manager 44.74
 Assessor 62.06
 Engineering 47.04
 Purchasing Dept. 73.03
 Fire Dept. 210.06
 Police Dept. 700.64
 Traffic 27.71
 Cemeteries 31.43
 Municipal Buildings 21.50
 Joint Sewage Disposal 66,333.33
 Streets 570.31
 Water 108.95
 Water Filtration Plant 120.91
 Inspection Dept. 19.11
 Garbage & Rubbish 21.74
 Parks 100.19
 Brown Property—619 Lake Blvd. 43.50
 Forestry Dept. 87.82
 Contingencies 25.00
 Gen. Vo. Nos. 15896-15918, incl. 68,894.66
 121,081.12

Mr. Smith, seconded by Mr. Smith moved approval of the foregoing report and that the Director of Finance be authorized to issue vouchers in payment of the several amounts. Roll call resulted as follows: Yeas: Commissioners Gast, Hanley, Smith and Tobias. Nays: None. Absent: Commissioner Ehrenberg. Motion declared carried.

Mr. Smith, seconded by Mr. Hanley moved that the request for Bete Company for transfer ownership of 1971 12 months Resort Class C and SDM licensed business located at 2517-2519 Niles Avenue, St. Joseph, Michigan 49085, Berrien County, from Jack Martorano, be approved.

Roll call resulted as follows: Yeas: Commissioners Gast, Hanley, Smith and Tobias. Nays: None. Absent: Commissioner Ehrenberg. Motion declared carried.

RESOLUTION ORDERING REMOVAL OF DIGGS HOUSE

WHEREAS on October 14, 1971 the City Manager of the City of St. Joseph made a determination that the house and premises at 613 Jones Street, St. Joseph, Michigan, commonly known as the "Diggs property", is dangerous to life, limb or property, has deteriorated to the point where it has become a public nuisance, and that said structure is beyond repair and should be torn down and completely removed pursuant to Section 44.06 of the Code of Ordinances of the City of St. Joseph, and

WHEREAS by resolution adopted October 18, 1971, the City Commission acknowledged

receipt of the determination of the City Manager, accepted the findings therein contained and set Monday, November 22, 1971, at 7:30 o'clock P.M. in the Commission Chambers in the City Hall as the date, time and place on which the owner might appear before the City Commission and be heard respecting the condition of said building, and

WHEREAS on November 22, 1971 the City Commission postponed further consideration of the rehabilitation or demolition proceedings until the regular meeting to be held January 17, 1972, to permit the conclusion of impending eviction proceedings, and

WHEREAS the City Commission is now in session and has reviewed the determination of the City Manager and has considered all facts which have been brought to its attention concerning this property, is fully advised in the premises

THEREFORE RESOLVED that the determination of the City Manager that the residence building located at 613 Jones Street, St. Joseph, Michigan, has become a public nuisance, is beyond repair and should be torn down is hereby affirmed; and it is ordered that said building shall be torn down and completely removed.

RESOLVED FURTHER that Fidelity Mortgage Co. and Wayne Diggs, owners of said building, shall be notified of the adoption of this resolution, and shall have fifteen (15) days from the date of the entry of this resolution to signify their intention in writing to comply herewith and to begin tearing the property down. Failure of the owners to signify their intention in writing to comply with the terms of this resolution and to begin such work within the time specified herein or failure to carry such work forward with reasonable diligence after beginning the same shall be deemed a refusal to comply to the terms of this resolution.

RESOLVED FURTHER that if the owners of said building shall fail to comply with the terms of this resolution, the City Manager is hereby authorized to proceed forthwith to tear down and remove said building on behalf of the City of St. Joseph.

RESOLVED FURTHER that any expense which may be incurred by the City in tearing down and removing said building may be recovered by the City in an action of assumption against the owners. In addition the City Commission may charge the same or such part thereof as it shall deem proper upon the lot or premises upon or account of which such expense was incurred, and cause the same to be assessed upon such lot or premises and collected as a special assessment.

RESOLVED FURTHER that said property is more particularly described as:

That part of Fr. Lot 4, Bk. 42, Hoyt's Add. and of Fr. Lot 4, Bk. 42, Hoyt's 2nd Add. to City of St. Joseph, desc. as commencing at the Southwest corner of said Lot 4, Hoyt's 2nd Add., thence Southeasterly along Jones Street 44 feet; thence Northeasterly parallel with Main Street 66 feet; thence Northwesterly 44 feet to alley; thence Southwesterly along alley 66 feet to beginning.

RESOLVED FURTHER that the City Clerk shall forthwith cause a copy of this resolution and order to be served upon each of the owners of said Diggs property by certified mail with return receipt requested.

RESOLVED FURTHER that in the event said building is removed by the City of St. Joseph a copy of this resolution shall be recorded in the office of the Register of Deeds for Berrien County, Michigan.

Mr. Gast, second by Mr. Hanley moved approval of the foregoing resolution. Roll call resulted as follows: Yeas: Commissioners Gast, Hanley, Smith and Tobias. Nays: None. Absent: Commissioner Ehrenberg. Motion declared carried.

Mr. Smith, seconded by Mr. Hanley moved that the request for Bete Company for transfer ownership of 1971 12 months Resort Class C and SDM licensed business located at 2517-2519 Niles Avenue, St. Joseph, Michigan 49085, Berrien County, from Jack Martorano, be approved.

Roll call resulted as follows: Yeas: Commissioners Gast, Hanley, Smith and Tobias. Nays: None. Absent: Commissioner Ehrenberg. Motion declared carried.

RESOLUTION ORDERING REMOVAL OF DIGGS HOUSE

WHEREAS on October 14, 1971 the City Manager of the City of St. Joseph made a determination that the house and premises at 613 Jones Street, St. Joseph, Michigan, commonly known as the "Diggs property", is dangerous to life, limb or property, has deteriorated to the point where it has become a public nuisance, and that said structure is beyond repair and should be torn down and completely removed pursuant to Section 44.06 of the Code of Ordinances of the City of St. Joseph, and

WHEREAS by resolution adopted October 18, 1971, the City Commission acknowledged

receipt of the determination of the City Manager, accepted the findings therein contained and set Monday, November 22, 1971, at 7:30 o'clock P.M. in the Commission Chambers in the City Hall as the date, time and place on which the owner might appear before the City Commission and be heard respecting the condition of said building, and

WHEREAS on November 22, 1971 the City Commission postponed further consideration of the rehabilitation or demolition proceedings until the regular meeting to be held January 17, 1972, to permit the conclusion of impending eviction proceedings, and

WHEREAS the City Commission is now in session and has reviewed the determination of the City Manager and has considered all facts which have been brought to its attention concerning this property, is fully advised in the premises

THEREFORE RESOLVED that the determination of the City Manager that the residence building located at 613 Jones Street, St. Joseph, Michigan, has become a public nuisance, is beyond repair and should be torn down is hereby affirmed; and it is ordered that said building shall be torn down and completely removed.

RESOLVED FURTHER that Fidelity Mortgage Co. and Wayne Diggs, owners of said building, shall be notified of the adoption of this resolution, and shall have fifteen (15) days from the date of the entry of this resolution to signify their intention in writing to comply herewith and to begin tearing the property down. Failure of the owners to signify their intention in writing to comply with the terms of this resolution and to begin such work within the time specified herein or failure to carry such work forward with reasonable diligence after beginning the same shall be deemed a refusal to comply to the terms of this resolution.

RESOLVED FURTHER that if the owners of said building shall fail to comply with the terms of this resolution, the City Manager is hereby authorized to proceed forthwith to tear down and remove said building on behalf of the City of St. Joseph.

RESOLVED FURTHER that any expense which may be incurred by the City in tearing down and removing said building may be recovered by the City in an action of assumption against the owners. In addition the City Commission may charge the same or such part thereof as it shall deem proper upon the lot or premises upon or account of which such expense was incurred, and cause the same to be assessed upon such lot or premises and collected as a special assessment.

RESOLVED FURTHER that said property is more particularly described as:

That part of Fr. Lot 4, Bk. 42, Hoyt's Add. and of Fr. Lot 4, Bk. 42, Hoyt's 2nd Add. to City of St. Joseph, desc. as commencing at the Southwest corner of said Lot 4, Hoyt's 2nd Add., thence Southeasterly along Jones Street 44 feet; thence Northeasterly parallel with Main Street 66 feet; thence Northwesterly 44 feet to alley; thence Southwesterly along alley 66 feet to beginning.

RESOLVED FURTHER that the City Clerk shall forthwith cause a copy of this resolution and order to be served upon each of the owners of said Diggs property by certified mail with return receipt requested.

RESOLVED FURTHER that in the event said building is removed by the City of St. Joseph a copy of this resolution shall be recorded in the office of the Register of Deeds for Berrien County, Michigan.

Mr. Gast, second by Mr. Hanley moved approval of the foregoing resolution. Roll call resulted as follows: Yeas: Commissioners Gast, Hanley, Smith and Tobias. Nays: None. Absent: Commissioner Ehrenberg. Motion declared carried.

Mr. Smith, seconded by Mr. Hanley moved that the request for Bete Company for transfer ownership of 1971 12 months Resort Class C and SDM licensed business located at 2517-2519 Niles Avenue, St. Joseph, Michigan 49085, Berrien County, from Jack Martorano, be approved.

Roll call resulted as follows: Yeas: Commissioners Gast, Hanley, Smith and Tobias. Nays: None. Absent: Commissioner Ehrenberg. Motion declared carried.

RESOLUTION ORDERING REMOVAL OF DIGGS HOUSE

WHEREAS on October 14, 1971 the City Manager of the City of St. Joseph made a determination that the house and premises at 613 Jones Street, St. Joseph, Michigan, commonly known as the "Diggs property", is dangerous to life, limb or property, has deteriorated to the point where it has become a public nuisance, and that said structure is beyond repair and should be torn down and completely removed pursuant to Section 44.06 of the Code of Ordinances of the City of St. Joseph, and

WHEREAS by resolution adopted October 18, 1971, the City Commission acknowledged

receipt of the determination of the City Manager, accepted the findings therein contained and set Monday, November 22, 1971, at 7:30 o'clock P.M. in the Commission Chambers in the City Hall as the date, time and place on which the owner might appear before the City Commission and be heard respecting the condition of said building, and

WHEREAS on November 22, 1971 the City Commission postponed further consideration of the rehabilitation or demolition proceedings until the regular meeting to be held January 17, 1972, to permit the conclusion of impending eviction proceedings, and

WHEREAS the City Commission is now in session and has reviewed the determination of the City Manager and has considered all facts which have been brought to its attention concerning this property, is fully advised in the premises

THEREFORE RESOLVED that the determination of the City Manager that the residence building located at 613 Jones Street, St. Joseph, Michigan, has become a public nuisance, is beyond repair and should be torn down is hereby affirmed; and it is ordered that said building shall be torn down and completely removed.

RESOLVED FURTHER that Fidelity Mortgage Co. and Wayne Diggs, owners of said building, shall be notified of the adoption of this resolution, and shall have fifteen (15) days from the date of the entry of this resolution to signify their intention in writing to comply herewith and to begin tearing the property down. Failure of the owners to signify their intention in writing to comply with the terms of this resolution and to begin such work within the time specified herein or failure to carry such work forward with reasonable diligence after beginning the same shall be deemed a refusal to comply to the terms of this resolution.

RESOLVED FURTHER that if the owners of said building shall fail to comply with the terms of this resolution, the City Manager is hereby authorized to proceed forthwith to tear down and remove said building on behalf of the City of St. Joseph.

RESOLVED FURTHER that any expense which may be incurred by the City in tearing down and removing said building may be recovered by the City in an action of assumption against the owners. In addition the City Commission may charge the same or such part thereof as it shall deem proper upon the lot or premises upon or account of which such expense was incurred, and cause the same to be assessed upon such lot or premises and collected as a special assessment.

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RESOLVED FURTHER that the City Clerk shall forthwith cause a copy of this resolution and order to be served upon each of the owners of said Diggs property by certified mail with return receipt requested.

RESOLVED FURTHER that in the event said building is removed by the City of St. Joseph a copy of this resolution shall be recorded in the office of the Register of Deeds for Berrien County, Michigan.

Mr. Gast, second by Mr. Hanley moved approval of the foregoing resolution. Roll call resulted as follows: Yeas: Commissioners Gast, Hanley, Smith and Tobias. Nays: None. Absent: Commissioner Ehrenberg. Motion declared carried.

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RESOLVED FURTHER that the City Clerk shall forthwith cause a copy of this resolution and order to be served upon each of the owners of said Diggs property by certified mail with return receipt requested.

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